IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EIGHTH DAY OF JULY

TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 11282 of 2004

-

Between:

M/s. Anu's Laboratories Limited, Survey No. 17, Chilkamarry Village,
Shadnagar Mandal, Mahaboobnagar District - 509 216,
Rep. by its Asst. Manager - Accounts, Sri K.L. Babu

..... PETITIONER

AND

-

1 The Commercial Tax Officer, Jadcherla.
2 The Appellate Deputy Commissioner (CT), Hyderabad (Rural) Division, Nampally, Hyderabad.
3 The Addl. Commissioner of Commercial Taxes, O/o. The Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue an appropriate writ, more particularly one in the nature of Writ of Mandamus declaring the impugned notice dated 28-6-2004 issued by the 1st respondent in Ref.No. A1/144/2004 directing the petitioner to pay an amount of Rs. 1,35,57,296/- for the assessment years 2001-02, 2002-03, 2003-04 and April, 2004 (APGST and CST) as illegal and unjustified in the facts and circumstances of the case.

For the Petitioner:MR.B.SRINIVAS, Advocate.

For the Respondent Nos.1 to 3 : The GP FOR COMMERCIAL TAXES

The Court at the stage of admission, Made the Following :

ORDER : (Per Sri Bilal Nazki, J)

Counsel for petitioner submits that the Writ Petition has become infructuous. Recording the same, the Writ Petition is dismissed as 'infructuous'. No costs.

_____

(Bilal Nazki, J)

8th July, 2004.

_____

(P.S.NARAYANA, J)

ajr.

To

1 The Commercial Tax Officer, Jadcherla.
2 The Appellate Deputy Commissioner (CT), Hyderabad (Rural) Division, Nampally, Hyderabad.
3 The Addl. Commissioner of Commercial Taxes, O/o. The Commissioner of Commercial Taxes, Andhra Pradesh, Hyderabad.

4 Two C.Cs. to the Government Pleader for Commercial Taxes,

High Court Buildings, Hyderabad (O.U.T).

5 Two C.D. copies.